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++ Limited Rep. at USPTO

REQUEST FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL

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Commissioner for Patents

Box RCE

Washington, D.C. 20231

Application No. 09/402,362
Filing Date: October 4, 1999
Title: **FOOD GRADE WAX AND PROCESS FOR PREPARING THE SAME**
Inventor: VALIX.
Group Art Unit: 1761
Examiner: R. Madsen
Atty Docket No.: 23999

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application and Provisional Application Practice, Final Rule 65 Fed.Reg. 50092 9Aug. 16, 2000; Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1233 Off.Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. _____ Previously submitted

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- i. _____ Consider the amendments(s)/reply under 37 C.F.R. § 1.116 previously filed on _____.
- ii. _____ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- ii. _____ Other _____.
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. _____ Affidavit(s)/Declaration(s)
- iii. _____ Information Disclosure Statement (IDS)
- iv. _____ Other _____.

2. Miscellaneous

- a. _____ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) **required**)
- b. _____ Other _____.

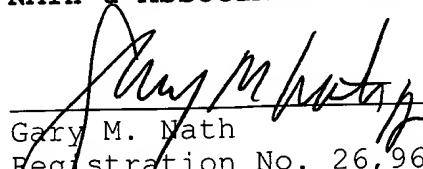
3. Fees

(The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed)

- a. ☒ The Director is hereby authorized to charge the following fees, charge any fee deficiencies or credit any overpayments, to Deposit Acct. No. 14-0112.
- i. ☒ RCE fee of \$ 750.00 required under 37 C.F.R. § 1.17 (e) is enclosed.
- ii. _____ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. _____ Other _____.

Respectfully submitted,

NATH & ASSOCIATES PLLC



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Date:

March 10, 2003

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BOX RCE

Attorney Docket No. 23999

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DR
3/21/3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Marjorie Gan VALIX

Serial No.: 09/402,362

Group Art Unit: 1761

Date Filed: October 4, 1999

Examiner: R. Madsen

For: **FOOD GRADE WAX AND PROCESS FOR PREPARING THE SAME**

RESPONSE AND AMENDMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Final Office Action dated September 10, 2002. The three-month shortened statutory period was set to expire on December 10, 2002; accordingly a Petition for a three-month Extension to Time to Reply, a Request for Continued Examination and checks for the required fees are filed herewith, extending the period for response to March 10, 2003.

In view of the subsequent amendment and remarks, Applicant respectfully submits that all pending claims are now in condition for allowance.

Please amend the application as follows:

In the Claims:

Please amend claim 2 as indicated in Appendices A and B attached hereto. Under 37 C.F.R. §1.121(c), Applicant submits